

## Trial Court Funding – Maintenance Of Effort (MOE)

### DESCRIPTION OF MAJOR SERVICES

On January 1, 1998, AB233, the Lockyer – Isenberg Trial Court Funding Act of 1997 went into effect in the State of California. This bill fundamentally changed how the trial courts are funded by transferring primary responsibility for funding the courts to the state, including sole responsibility for funding future growth in court operations costs. In addition, it requires counties to make a capped maintenance of effort (MOE) payment to the state each year for operations of the courts. The county's MOE contribution of \$28,390,295 is made up of two components. The expenditure component of \$20,227,102 represents the adjusted 1994-95 county expenses for court operations and the revenue component of \$8,163,193 is based on the fine and forfeiture revenue sent to the state in 1994-95. In return, the state allowed the counties to retain many of those same fines and forfeitures to help fund their MOE payments with the provision that collections that exceed the amount of the revenue MOE be shared equally between the state and the county. Of the remaining one half of excess revenue retained by the county, 25% is transferred to the Courthouse Facility special revenue fund to assist with costs of the seismic retrofit/remodel of the central courthouse.

Legislation enacted in 2003 mandated that during 2003-04 and 2004-05 all California counties contribute an additional payment to the state toward court funding. The payment was intended to help the state during its budget crisis and was in lieu of the state taking counties' various undesignated revenues, which would be a much higher amount. San Bernardino County's share of the \$31 million sweep, which the Governor proposed to continue in his January Budget for 2005-06, is \$1,134,812.

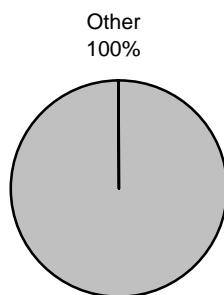
There is no staffing associated with this budget unit.

### BUDGET AND WORKLOAD HISTORY

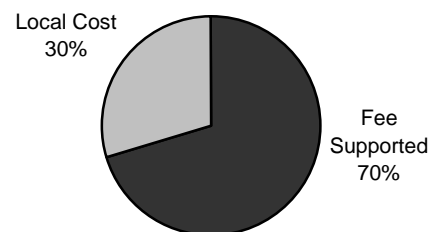
	<b>Actual 2003-04</b>	<b>Budget 2004-05</b>	<b>Estimate 2004-05</b>	<b>Proposed 2005-06</b>
Appropriation	36,063,535	35,725,112	36,225,102	35,725,112
Departmental Revenue	28,763,962	25,098,622	27,236,912	25,098,622
Local Cost	7,299,573	10,626,490	8,988,190	10,626,490

Estimated appropriations will exceed budgeted 2004-05 appropriations due to escalated fee revenue collected in 2004-05. As mentioned above, one half of certain fee revenue collected (including monies for parking fines, criminal and traffic fines, and recording fees) is remitted to the state if the revenue collected is in excess of the MOE required amount of \$8,163,193. Proposed appropriation, departmental revenue, and local cost is unchanged from budgeted 2004-05 amounts, as increased revenue is not anticipated to continue and the resolution of the undesignated revenues or continuation of the additional \$1.1 million payment is unknown at this time.

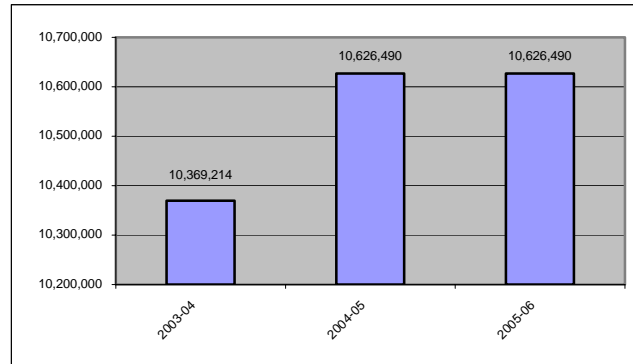
### 2005-06 BREAKDOWN BY EXPENDITURE AUTHORITY



### 2005-06 BREAKDOWN BY FINANCING SOURCE



### 2005-06 LOCAL COST TREND CHART



GROUP: Law & Justice  
DEPARTMENT: Trial Court Funding-Maintenance of Effort  
FUND: General

BUDGET UNIT: AAA TRC  
FUNCTION: Public Protection  
ACTIVITY: Judicial

#### ANALYSIS OF 2005-06 BUDGET

	A	B	C	D	B+C+D E	F Department Recommended Funded Adjustments (Schedule A)	E+F G
	2004-05 Year-End Estimates	2004-05 Final Budget	Cost to Maintain Current Program Services	Board Approved Adjustments	Board Approved Base Budget		2005-06 Proposed Budget
<b><u>Appropriation</u></b>							
Other Charges	35,025,102	34,525,112	-	-	34,525,112	-	34,525,112
Total Appropriation	35,025,102	34,525,112	-	-	34,525,112	-	34,525,112
Operating Transfers Out	1,200,000	1,200,000	-	-	1,200,000	-	1,200,000
Total Requirements	36,225,102	35,725,112	-	-	35,725,112	-	35,725,112
<b><u>Departmental Revenue</u></b>							
Fines and Forfeitures	7,888,233	7,280,000	-	-	7,280,000	-	7,280,000
Current Services	19,348,679	17,818,622	-	-	17,818,622	-	17,818,622
Total Revenue	27,236,912	25,098,622	-	-	25,098,622	-	25,098,622
Local Cost	8,988,190	10,626,490	-	-	10,626,490	-	10,626,490

Proposed budget for 2005-06 is unchanged from 2004-05 final budget, as the revenue from fines and fees is anticipated to remain steady. Due to no change in the budgeted revenues, the \$1,200,000 transfer to the Courthouse Facility special revenue fund will also remain unchanged.

